

10/560333

PATENT

88522.0038

Express Mail Label No. EV 667 736 062 US

AP9 Rec'd PCT/PTO 09 DEC 2009

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Hiroshi NAKAZATO et al.

Serial No: Not assigned

Filed: December 9, 2005

For: Image Forming Apparatus and  
Control Method of That Apparatus

Art Unit: Not assigned

Examiner: Not assigned

**TRANSMITTAL OF  
INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sirs:

1. ☒ The information disclosure statement submitted herewith is being filed within three months of the filing date of the application other than a continued prosecution application, or within three months of the date of entry into the national stage of an international application, or before the mailing date of a first Office Action on the merits, or before the mailing of a first Office action after the filing of a request for continued examination under §1.114, whichever event occurs last. 37 C.F.R. §1.97(b).
2. ☐ The information disclosure statement transmitted herewith is being filed *after* the period specified in §1.97(b), but *before* the mailing date of a final action under §1.113, or a notice of allowance under §1.311, or an action that otherwise closes prosecution in the application, whichever occurs first. A statement specified in §1.97(e) or a fee set forth in §1.17(p) is included. 37 C.F.R. §1.97(c).

**§1.97(e) STATEMENT**

I, the person signing below, state:

- ☐ that each item of information contained in the information disclosure statement was first cited in the attached communication from a foreign patent office in a counterpart foreign application and that the communication is dated not more than three months prior to the filing of the statement. 37 C.F.R. §1.97(e)(1).

OR

- ☐ that no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in

§1.56(c) more than three months prior to the filing of the statement. 37 C.F.R. §1.97(e)(2).

**OR FEE**

☐ Attached is a fee set forth in 37 C.F.R. §1.17(p) for submission of an information disclosure statement under §1.97(c). (\$180.00). [OR:] Please charge the fee set forth in 37 C.F.R. §1.17(p) for submission of an information disclosure statement under §1.97(c) (\$180.00) to Deposit Account No. 50-1314. A copy of this petition is enclosed.

3. ☐ The information disclosure statement transmitted herewith is being filed *after* the period specified in §1.97(c), but before, or simultaneously with the payment of the issue fee. A statement specified in §1.97(e) and a fee set forth in §1.17(p) are included. 37 C.F.R. §1.97(d).

**§1.97(e) STATEMENT**

I, the person signing below, state:

☐ that each item of information contained in the information disclosure statement was first cited in the attached communication from a foreign patent office in a counterpart foreign application and that the communication is dated not more than three months prior to the filing of the statement. 37 C.F.R. §1.97(e)(1).

OR

☐ that no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in §1.56(c) more than three months prior to the filing of the statement. 37 C.F.R. §1.97(e)(2).

**AND FEE**

☐ Attached is a fee set forth in 37 C.F.R. §1.17(p) for submission of an information disclosure statement under §1.97(d). (\$180.00).

4. ☒ If it should be determined that for any reason either an insufficient fee or an excessive has been paid, please charge any insufficiency or credit any overpayment necessary to ensure consideration of the information disclosure statement for the above-identified application to Deposit Account No. 50-1314. **A copy of this petition is enclosed.**
5. ☒ A list of 19 reference(s) is in the enclosed Form PTO-1449.

Express Mail Label No. EV 667 736 062 US

**NON-ENGLISH LANGUAGE REFERENCES**

- ☒ Enclosed is a search report for a counterpart application. The search report Examiner has provided comments on the relevancy of any non-English language references cited in the search report.
- ☒ Applicant is supplying a machine translation of the Japanese Publications as a matter of courtesy. The machine translation has not been checked for accuracy.
- ☒ Enclosed are comments provided by the applicant's home country counsel on the relevancy of non-English language references.

Respectfully submitted,  
HOGAN & HARTSON L.L.P.

By: 

Lawrence J. McClure  
Registration No. 44,228  
Attorney for Applicant(s)

Date: December 9, 2005

Biltmore Tower  
500 South Grand Avenue, Suite 1900  
Los Angeles, CA 90071  
Telephone: (213) 337-6700  
Facsimile: (213) 337-6701

Express Mail Label No. EV 667 736 062 US

FORM PTO-1449

# INFORMATION DISCLOSURE CITATION IN AN APPLICATION

(Use several sheets if necessary)

Docket Number (Optional)  
88522.0038

Application Number  
10/560333

Applicant  
Hiroshi NAKAZATO et al.

Filing Date  
December 9, 2005

Group Art Unit  
Not assigned

## U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	6,134,401	10/17/00	Yun et al.			
	6,301,450	10/09/01	Kojima et al.			

## FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
						YES	NO
	2003-295573	10/15/03	JP			Yes	
	09-160447	06/20/97	JP			Yes	
	2002-144677	05/22/02	JP			Yes	
	2003-173080	06/20/03	JP			Yes	
	10-301463	11/13/98	JP			Yes	
	2000-333459	11/30/00	JP			Yes	
	2002-333756	11/22/02	JP			Yes	
	2000-085209 (corresponds to USP 6,134,401)	03/28/00	JP				
	2002-019232	01/23/02	JP			Yes	
	2002-204321	07/19/02	JP			Yes	
	2002-169425	06/14/02	JP			Yes	
	10-297059	11/10/98	JP			Yes	
	2004-109166	04/08/04	JP			Yes	

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.

FORM PTO-1449

Docket Number (Optional)  
88522.0038Application Number  
10/560333  
Not assigned**INFORMATION DISCLOSURE CITATION  
IN AN APPLICATION***(Use several sheets if necessary)*

Applicant

Hiroshi NAKAZATO et al.

Filing Date

December 9, 2005

Group Art Unit

Not assigned

**FOREIGN PATENT DOCUMENTS**

	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
						YES	NO
	2000-172127	06/23/00	JP			Yes	
	2001-134153 (corresponds to USP 6,301,450)	05/18/01	JP				
	2003-114567	04/18/03	JP			Yes	
	09-101723	04/15/97	JP			Yes	

**OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)**


EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.